

NO. 72198

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office FEB 07 2005

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed FEB 07 2005

The applicant Somjit Canada, Trustee Et Al (See Attached Exhibit "A"), hereby make application for permission to change the Point of Diversion and Place of Use of water heretofore appropriated under Permit No. 61115

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1. The source of water is **underground Pahrump Basin #162**
2. The amount of water to be changed **.038 cfs 20 afa 4 acres**
3. The water to be used for **Irrigation and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point within the **SE ¼ of the NW ¼ of Section 4, T.20S., R.53E., M.D.M., Nye County, Nevada or at a point from which the NW corner of said Section 4 bears N 55° 33' 25" W a distance of 2593.60' feet**
6. The existing permitted point of diversion is located within the **SE ¼ of the NW ¼ of Section 8, T.21S., R.54E., M.D.M., Nye County, Nevada or at a point from which the N ¼ corner of said Section 8 bears N 5° 55' 00" E a distance of 1926.80' feet.**
7. Proposed place of use within the **SE ¼ of the NW ¼ of Section 4, T.20S., R.53E., M.D.M., Nye County, Nevada also known as A.P.N. #35-041-14. 4 acres (20 afa) to be irrigated**
8. Existing place of use within the **NE ¼ of the NW ¼ and the SE ¼ of the NW ¼ of Section 8, T.21S., R.54E., M.D.M., Nye County, Nevada. Consisting of 4 acres (20 afa)**
9. Use will be from **January 1<sup>st</sup> to December 31<sup>st</sup> of each year.**
10. Use was permitted from **January 1<sup>st</sup> to December 31<sup>st</sup> of each year.**
11. Description of proposed works propose **well casing, submersible pump, pressure tank, totalizing meter and distribution system**
12. Estimated cost of works **\$10,000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5-years**
15. Remarks:

By **Ronnie M. Phillips Agent**  
s/ **Ronnie M Phillips**  
**1240 E. State Street Suite #101**  
**Pahrump, Nevada 89060**

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Compared acm / samWgkl

Protosted

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 61115 is issued subject to the terms and conditions imposed in said Permit 61115 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

Permit 72198 is granted for irrigation of 4.0 acres within the parcel described as Nye County Assessor's Parcel (APN) 35-041-14.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.038 cubic feet per second, and not to exceed 20.0 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 10, 2006

Proof of completion of work shall be filed on or before:

December 10, 2006

Water must be placed to beneficial use on or before:

November 10, 2008

Proof of the application of water to beneficial use shall be filed on or before:

December 10, 2008

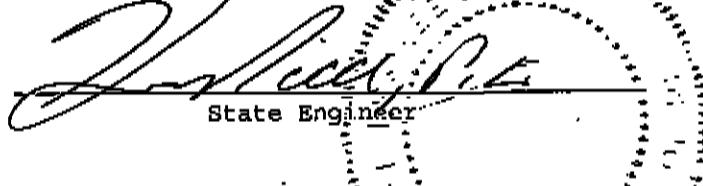
Map in support of proof of beneficial use shall be filed on or before:

December 10, 2008

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,

this 10th day of November A.D. 2005

  
Hugh Ricci, P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

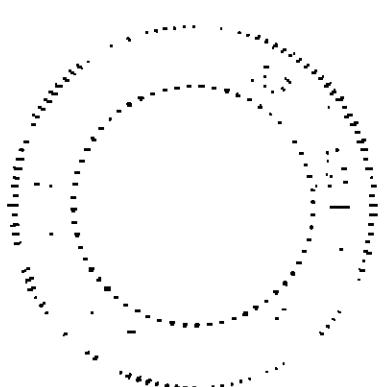


EXHIBIT "A"

Ref: Application to change the Point of Diversion and Place of Use for Permit # 61115

Name of Applicants ( Vesting )

Somjit Canada, Trustee of The 1994 Somjit Canada Revocable Trust; as to an undivided 1/3 interest; Jatupron N. Morino, Trustee of The 2004 Jatupron N. Morino Living Trust; as to an undivided 1/3 interest; and Douglas R. Boyce and Sumalee Boyce, Trustee of The Boyce Family Trust, and Nimit T. Boyce, a married man as his sole and separate property, as to an undivided 1/3 interest.

